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## NOTICE OF ALLOWANCE AND FEE(S) DUE

COHN, POWELL & HIND, P.C.  
SUITE 103  
7700 CLAYTON RD.  
ST. LOUIS, MO 63117

06/10/2002

RECEIVED

JUL - 9 2002  
TECHNOLOGY CENTER R3700

EXAMINER

KAUFMAN, JOSEPH A

ART UNIT

CLASS-SUBCLASS

3754

222-075000

DATE MAILED: 06/10/2002

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/981,574	10/17/2001	Fredrick H. Jedlicka	DEMA 8152US	7023

TITLE OF INVENTION: DISPENSING APPARATUS WITH REMOTE CONTROL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$640	\$300	\$940	09/10/2002

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

## HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above. If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

B. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

☐ Applicant claims SMALL ENTITY status.  
See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.


III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.



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7590 06/10/2002 COHN, POWELL & HIND, P.C. SUITE 103 7700 CLAYTON RD. ST. LOUIS, MO 63117			EXAMINER KAUFMAN, JOSEPH A	
			ART UNIT	
			3754	
DATE MAILED: 06/10/2002				

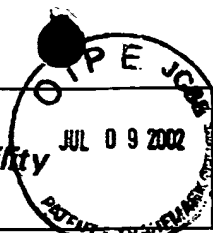
**Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)**  
(application filed on or after May 29, 2000)

The patent term adjustment to date is 0 days. If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the term adjustment will be 0 days.

If a continued prosecution application (CPA) was filed in the above-identified application, the filing date that determines patent term adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system. (<http://pair.uspto.gov>)

**Notice of Allowability**



Application No.

09/981,574

Applicant(s)

Jedlicka et al.

Examiner

Joseph A. Kaufman

Art Unit

3754



--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course.

**THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to \_\_\_\_\_.

2. ☒ The allowed claim(s) is/are 1-10.

3. The drawings filed on \_\_\_\_\_ are accepted by the Examiner.

4. ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

a) ☐ All b) ☐ Some\* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_.

5. ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).

(a) ☐ The translation of the foreign language provisional application has been received.

6. Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

8. ☒ CORRECTED DRAWINGS must be submitted.

(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No. \_\_\_\_\_.

(b) ☐ including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the examiner.

(c) ☐ including changes required by the attached Examiner's Amendment/Comment or in the Office action of Paper No. \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the top margin (not the back) of each sheet. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1 ☒ Notice of References Cited (PTO-892)

3 ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

5 ☒ Information Disclosure Statement(s) (PTO-1449), Paper No(s). 4

7 ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

9 Other

2 ☐ Notice of Informal Patent Application (PTO-152)

4 ☐ Interview Summary (PTO-413), Paper No. \_\_\_\_\_.

6 ☐ Examiner's Amendment/Comment

8 ☐ Examiner's Statement of Reasons for Allowance

*JA* 6/7/02  
JOSEPH A. KAUFMAN  
PRIMARY EXAMINER  
ART UNIT 3754



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Sheet 1 of 1

<b>FORM PTO-1449</b> U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)	<b>ATTY. DOCKET NO.: DEMA 8152US</b>	<b>SERIAL NO.: 09/981,574</b>
	<b>APPLICANT:</b> Jedlicka et al.	
	<b>Filing Date:</b> 10/17/01	<b>Group:</b> 3754

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Kind Code (click here)	Patent Issue Date <b>OR</b> US App. Pub. Date <b>OR</b> US Non-Published Application Filing Date	Name
JL	US- 4 1 8 1 2 4 2		01/01/80	Zygiel, deceased et al.
	US- 4 6 9 7 6 1 0		10/06/87	Bricker et al.
	US- 4 8 0 7 7 8 3		02/28/89	van Zijverden
	US- 5 1 5 9 9 5 8		11/03/92	Sand
	US- 5 2 2 8 5 9 8		07/20/93	Bally et al.
	US- 5 2 5 3 6 7 7		10/19/93	Sand
	US- 5 5 1 8 0 2 0		05/21/96	Nowicki et al.
	US- 5 5 9 7 0 1 9		01/28/97	Thomas et al.
	US- 5 6 5 1 3 9 8		07/29/97	Decker et al.
	US- 5 8 3 2 9 7 2		11/10/98	Thomas et al.
JL	US- 6 1 0 5 6 3 3		08/22/00	Pedersen et al.
	US-			
	US-			
	US-			

**FOREIGN PATENT DOCUMENTS**


Examiner Initial	Document Number	Date	Country	Translation	
				Yes	No

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


<b>EXAMINER</b> JAL	<b>DATE CONSIDERED</b> 6/7/02
------------------------	----------------------------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449)

 <b>Notice of References Cited</b>	Application/Control No. <b>09/981,574</b>	Applicant(s)/Patent Under Reexam <b>Jedlicka et al.</b>	
	Examiner <b>Joseph A. Kaufman</b>	Art Unit <b>3754</b>	Page 1 of 1

**U.S. PATENT DOCUMENTS**

* Country Code-Number-Kind Code	Document Number	Date MM-YYYY <sup>1</sup>	Name	Classification <sup>2</sup>	
x A	1,857,969	5/1932	Nelson	-	-
x B	2,044,027	6/1936	Stedwell	221	95
x C	3,815,784	6/1974	Hansel	222	28
x D	5,452,750	9/1995	Miller et al.	222	75
x E	6,299,035	10/2001	Dalhart	222	505
F					
G					
H					
I					
J					
K					
L					
M					

**FOREIGN PATENT DOCUMENTS**

* Country Code-Number-Kind Code	Document Number	Date MM-YYYY <sup>1</sup>	Country	Name	Classification <sup>2</sup>	
N						
O						
P						
Q						
R						
S						
T						

**NON-PATENT DOCUMENTS**

* Country Code-Number-Kind Code	Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages				
U					
V					
W					
X					

\* A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a). <sup>1</sup> Dates in MM-YYYY format are publication dates. <sup>2</sup> Classifications may be U.S. or foreign.